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BEFORE THE ARIZONA CORPORATION COMMISSION 1 2 **COMMISSIONERS** 2013 JUL 18 P 3: 36 BOB STUMP - CHAIRMAN 3 **GARY PIERCE** Z CORP COMMISSIO DOCKET CONTROL BRENDA BURNS 4 **BOB BURNS** SUSAN BITTER SMITH 5 6 DOCKET NO. E-01933A-12-0416 THOMAS PATZKE, 7 Complainant, **TUCSON ELECTRIC POWER** 8 **COMPANY'S RESPONSE TO** VS. MOTION TO CONTINUE FROM 9 COMPLAINANT TUCSON ELECTRIC POWER COMPANY, 10 Respondent 11 12 13

Tucson Electric Power Company ("TEP" or "Company"), through undersigned counsel, responds to Complainant's Response to continue to hearing currently scheduled for August 28, 2013 at 10:00 a.m. Complainant filed his motion July 10, 2013.

TEP has no objection to moving the hearing date to late September or early October, subject to the availability of the hearing room and the Administrative Law Judge. Mr. Gellman is unavailable the week of October 7 through October 12, 2013. Further, TEP understands that Complainant is only requesting to move the hearing date and that he is not requesting to continue any of the other dates including for pre-filed testimony – and that those will remain as is in the Procedural Order dated June 18, 2013.

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Arizona Corporation Commission DOCKETED

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RESPECTFULLY SUBMITTED this 18th day of July 2013. 2 TUCSON ELECTRIC POWER COMPANY 3 By5 Kunberly A. Ruht 6 Tuçson Electric Power Company 88 East Broadway, MS HQE910 7 **Ý**.O. Box 711 Tucson, Arizona 85702 8 and 10 Jason D. Gellman Roshka, DeWulf & Patten, PLC 11 400 East Van Buren Street, Suite 800 Phoenix, Arizona 85004 12 13 Attorneys for Tucson Electric Power Company 14 15 Original and 13 copies of the foregoing filed this 18th day of July 2013 to: 16 **Docket Control** 17 Arizona Corporation Commission 1200 West Washington Street 18 Phoenix, Arizona 85007 19 Copy of the foregoing hand-delivered/mailed this 18th day of July 2013 to: 20 21 Belinda Martin, Esq. ALJ, Hearing Division 22 Arizona Corporation Commission 400 West Congress Suite # 221 23 Tucson, AZ 85701-1347 24 Steven M. Olea, Director **Utilities Division** 25 Arizona Corporation Commission 1200 West Washington Street 26

Phoenix, Arizona 85007

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